

mc 3/09/12 12:44:46  
mc DK W BK 676 PG 567  
- 0- DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

**INDEXING INSTRUCTIONS:** Situated in the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) of Section 15, Township 2 South, Range 8 West, Desoto County, Mississippi and being out of and a part of a tract of land conveyed to Abrom Smith, Abrom Smith Jr. and Westley W. Holmes and described in Deed Book 256, Page 444, in the Chancery Clerk's Office of Desoto County, Mississippi.

**GRANTEE, PREPARED BY AND RETURN TO:**

Entergy Transmission  
Jeff Flowers M-THQ 2-D  
P. O. Box 1640  
Jackson, MS 39215  
601-985-2895

**GRANTOR(S) ADDRESS:**

Abrom Smith, Jr.  
3608 Tulane Road  
Nesbit, MS 38651  
662-342-5982

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Line/Project Identification: Getwell Substation-Church RD

**RIGHT-OF-WAY INSTRUMENT**  
**ENTERGY MISSISSIPPI, INC.**

KNOW ALL MEN BY THESE PRESENTS THAT: Abrom Smith, Abrom Smith, Jr. and Westley W. Holmes (referred to collectively, whether one or more, as "Grantor") for and in consideration of One Dollar, in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell, transfer, assign, convey and warrant unto, and defend Entergy Mississippi, Inc., and its successors and assigns (collectively "Grantee"), a right-of-way, servitude and easement 125 feet in width for the location, relocation, improvements, repair, construction, reconstruction, operation, inspection, patrol, replacement, removal and maintenance of one or more electric power lines, circuit or circuits and/or communication facilities, now or in the future, including, but not necessarily limited to, poles, towers, cross arms, insulators, wires, cables, conduits, hardware, transformers, switches, guy wires, anchors and other equipment, structures, material and appurtenances, now or hereafter used, useful or desired in connection therewith by Grantee (hereinafter "Grantee's facilities") over, across, under or on that land of Grantor in the County of Desoto, State of Mississippi described as follows, to-wit:

Being a 0.407 acre parcel of land Situated in the SE¼ of the NW¼ of Section 15, Township 2 South, Range 8 West, Desoto County, Mississippi and being out of and a part of that certain tract of land as described in Deed Book 256, Page 444, within the Chancery Clerk's Office of Desoto County, Mississippi. Said parcel of land being more particularly described as shown on the attached Exhibits "A" & "B" and made part hereof.

Grantor hereby grants to Grantee the rights of ingress and egress at any time, without notice, to, from, or along said right-of-way across the adjoining land of the Grantor, including, but not limited to, the passage of vehicles and equipment upon said right-of-way; and the right of Grantee to assign, license, and otherwise permit others to use in whole or part any or all of the rights, easements, servitudes, privileges or appurtenances granted herein.

Grantee shall have the full and continuing right, without further compensation, to clear and keep clear vegetation within or growing into said right-of-way and the further right to remove or modify from time to time trees, limbs, and/or vegetation outside the said right of way which Grantee considers a hazard to any of Grantee's facilities or a hazard to the rendering of adequate and dependable service to Grantor or any of Grantee's customers, by use of a variety of methods used in the vegetation management industry. As used in this paragraph, "hazard" includes any trees, limbs, and/or vegetation that Grantee determines are tall enough that if they fell may strike, hit, or come in contact with any of Grantee's facilities. Payment for the first cutting of trees, limbs, and other vegetation outside of the right-of-way is included in the initial consideration paid to Grantor. Grantee shall pay to Grantor, or Grantor's successor in title, the reasonable market value, as timber, of such trees when removed in the future outside of the said right-of-way.

Grantee shall pay Grantor for physical damages to Grantor's buildings or other structures located outside said right-of-way and to Grantor's growing annual crops, road, bridges and fences caused by the construction and maintenance of Grantee's facilities.

Grantor retains the right to use for Grantor's own purposes the land covered by the said right-of-way so long as such use does not interfere with Grantee's use of said right-of-way and other rights herein granted.

Grantor shall not construct or permit the construction of any structure, obstruction or other hazard within the said right-of-way, including but not limited to, house, barn, garage, shed, pond, pool, water impoundment, excavation or well, excepting only Grantor's fence(s) and Grantee's facilities. Grantor shall not construct or permit the construction of any buildings or other structures on land adjoining said right-of-way in violation of the minimum clearances from the lines and facilities of Grantee, as provided in the National Electrical Safety Code.

IN WITNESS WHEREOF, Grantor has executed this Right-of-Way Instrument on this 2nd day of March, 2012.

GRANTOR:

Mark H. Smith Jr.

(Signature)

Mark Henry Smith Jr

(Print Name)

GRANTOR:

(Signature)

(Print Name)

STATE OF MISSISSIPPI

COUNTY OF Desoto

Personally appeared before me, the undersigned authority in and for the said county and state, on this 2nd day of March, 2012, within my jurisdiction, the within named Mack Herry Smith Jr and \_\_\_\_\_, who acknowledged that (he) (she) (they) executed the above and foregoing instrument.

Nikki Totoro Herring  
NOTARY PUBLIC

My commission expires:  
\_\_\_\_\_



EXHIBIT "A"

PARCEL 8

ENTERGY MISSISSIPPI, INC.  
ONE-HUNDRED AND TWENTY-FIVE (125) FOOT WIDE EASEMENT

ABROM SMITH, ABROM SMITH JR., AND WESTLEY W. HOLMES  
(DB. 256, PG. 444)

Being a parcel of land situated in the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of Section 15, Township 2 South, Range 8 West, DeSoto County, Mississippi and being out of and a part of a tract of land conveyed to Abrom Smith, Abrom Smith Jr., and Westley W. Holmes and described in Deed Book 256, Page 444 in the Chancery Clerk's Office of DeSoto County, Mississippi and being more particularly described as follows:

COMMENCING at a found 5/8" rebar marking the Northeast corner of the Southwest Quarter of Section 10, Township 2 South, Range 8 West, DeSoto County, Mississippi;

THENCE run South 00° 22' 40" East, 4,628.50 feet to the Northeast corner of said "Smith-Holmes" tract. Said point being the POINT OF BEGINNING for the herein described One-Hundred and Twenty-Five (125) foot wide easement;

THENCE along the East line of said "Smith-Holmes" tract, run South 00° 43' 10" East, 141.84 feet to the Southeast corner of said tract;

THENCE leaving said East line and along the South line of said "Smith-Holmes" tract, run South 89° 21' 42" West, 125.00 feet to a point;

THENCE leaving said South line, run North 90° 43' 10" West, 142.10 feet to a point on the North line of said "Smith-Holmes" tract;

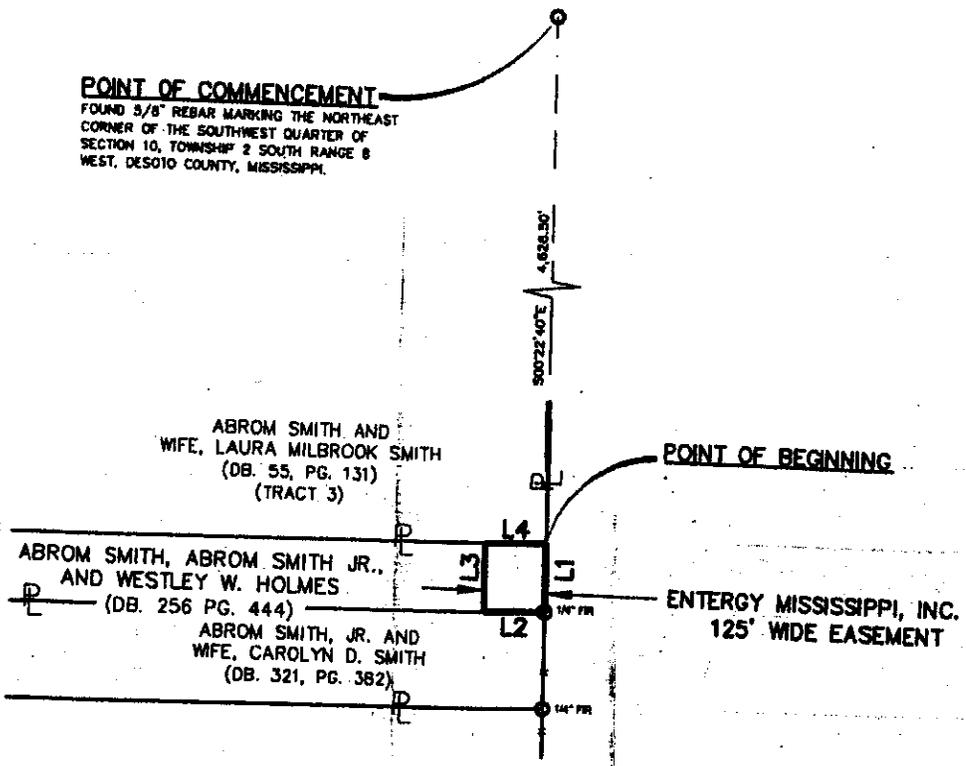
THENCE along said North line, run North 89° 28' 52" East, 125.00 feet to the POINT OF BEGINNING, containing 0.407 acres, (17,746 square feet), more or less.

Waggoner Engineering, Inc.  
143A LeFleurs Square  
Jackson, MS 39211  
(601)355-9526

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LINE TABLE		
LINE	BEARING	LENGTH
L1	S00°43'10"E	441.89'
L2	S89°21'42"W	128.09'
L3	N00°43'10"W	142.19'
L4	N89°28'52"E	125.07'

**POINT OF COMMENCEMENT**  
 FOUND 3/8" REBAR MARKING THE NORTHEAST  
 CORNER OF THE SOUTHWEST QUARTER OF  
 SECTION 10, TOWNSHIP 2 SOUTH RANGE 8  
 WEST, DESOTO COUNTY, MISSISSIPPI.



This property is situated  
 in Zone "X"; according to  
 Flood Insurance Rate Map  
 Community Panel Number  
 28033C0070G,  
 Dated June 4, 2007.

Bearings shown hereon  
 are derived from  
 performing GPS  
 observations and based  
 upon the North American  
 Datum 1983 (NAD83),  
 Mississippi State Plane  
 Coordinate System, West  
 Zone.

Said parcel may be subject  
 to recorded, unrecorded or  
 mis-indexed instruments  
 or facts that were not  
 reflected in the provided  
 title report.

**EXHIBIT "B"**  
**PARCEL NO. 8**

ENTERGY MISSISSIPPI, INC. EASEMENT = 0.407 ACRES (17,746 SQ. FT.)

<b>ENTERGY MISSISSIPPI, INC.</b>	
ABROM SMITH, ABROM SMITH JR., AND WESTLEY W. HOLMES	
Situated in the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of Section 15, Township 2 South, Range 8 West, DeSoto County, Mississippi	
DRAWN BY: SBP	DATE: 2/11/11
REVIEWED BY: JWM	SCALE: 1" = 300'
<b>SHEET NUMBER</b>	
1 OF 1	

**WAGGONER**  
 143-A LeFleurs Square  
 Jackson, Mississippi 39211  
 (601)355-9528  
PERSPECTIVE PLOTTING SOLUTION